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ELI LILLY AND COMPANY

By Kimberly D. Durbin

Date August 22, 2002



**REISSUE PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Reissue Application of  
U.S. Patent No. 5,945,416

Applicants: Shannon, et al.

Application No.: 09/935,513

Filed: August 22, 2001

For: METHOD FOR TREATING PAIN

Docket No.: X-10576A

)  
) Confirmation No.: 9165  
)  
) Group Art Unit: 1617  
)  
) Examiner:  
) Theodore J. Criares  
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9/6/02

**REMARKS PURSUANT TO 37 C.F.R. § 1.111 AND**  
**AMENDMENTS PURSUANT TO 37 C.F.R. § 1.173(b) AND (d)**

Assistant Commissioner for Patents  
Arlington, VA 22202

Sir:

In the Office Action of May 22, 2002, the Office allowed claims 1-44, objected to claims 45-48, and rejected claims 49-91 under various arguments which are individually considered by Applicants below. An Information Disclosure Statement is submitted herewith. Entry of the following amendments to the claims is respectfully requested.

**AMENDMENTS**

**IN THE CLAIMS:**

Please cancel claims 45-59 and 68-80.

Please amend claims 15, 60, 65, 81, and 86 as follows

B1

15. (once amended) A composition of claim 1 wherein the Drug Useful in the Treatment of Pain is selected from the group consisting of Tylenol #3, tricyclic antidepressants [(for